IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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THURSDAY, THE SECOND DAY OF MARCH

TWO THOUSAND AND SIX

P R E S E N T

THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WP.No.1538 OF 2006

Between:

St.Thomas College of Education,

Tiruvuru village and Mandal, Krishna district,

Represented by its Correspondent,

Sri C.D.Prabhakara Rao … Petitioner

Versus

Government of Andhra Pradesh

Minority Welfare Department, Hyderabad,

Represented by its Principal Secretary to Government,

& Anr. … Respondents

Counsel for the Petitioner: Sri N.Sreedhar Reddy

Counsel for the Respondents: Govt.Pleader for School Education

O R D E R :

This writ petition is filed seeking to declare the action of the respondents in not granting minority status certificate to the petitioner for the academic year 2005-06 pursuant to the application made by the petitioner-college on 23-3-2005 as per G.O.Ms.No.1, Minority Welfare (M & R) Department, dated 16-1-2004, as illegal, arbitrary and consequently direct the respondents to forthwith consider the application dated 23-3-2005 of the petitioner by granting minority status certificate for the academic year 2005-06.

It is stated that the petitioner is imparting education in B.Ed., course and for grant of minority status certificate, the petitioner-institution has submitted an application on 23-3-2005 before the second respondent and the Regional Joint Director of School Education after making due inspection sent a report to the second respondent for grant of minority status certificate. But the second respondent has yet to consider the

same and forward said proposal to the first respondent.

Having regard to the facts of the case, if the minority status certificate is not granted in favour of the petitioner-college by the Government the right of the petitioner to admit the B.Ed., students of its choice may be deprived and accordingly I consider it appropriate to direct the second respondent to consider the application of the petitioner dated 23-2005 and forward the same to the first respondent for grant of minority status certificate and pass appropriate orders within two weeks, from the date of receipt of a copy of this order and till then the respondents are directed not to allot B.Ed., students to the petitioner-college.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

MARCH 2nd, 2006. ----------

I s L. **V. ESWARAIAH , J**.

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* N.B. Furnish CC in two days.

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B/o IsL.